

01
02
03
04
05
06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,)
09 Plaintiff,) CASE NO. MJ 13-400
10 v.)
11 JASON LAU,) DETENTION ORDER
12 Defendant.)
13 _____)

14 Offense charged: Assaulting, Impeding, Resisting, and Interfering with Federal Officers;
15 Flight from an Immigration Checkpoint

16 Date of Detention Hearing: August 13, 2013.

17 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
18 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
19 that no condition or combination of conditions which defendant can meet will reasonably
20 assure the appearance of defendant as required and the safety of other persons and the
21 community.

22 ///

01 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02 1. Defendant is charged by Complaint with driving his vehicle through a United
03 States border checkpoint, leading Customs and Border Patrol officer in a high speed car chase,
04 resisting apprehension, and engaging in physical aggression with officers, screaming at them to
05 shoot him, and striking one of the officers, before eventual apprehension. When arrested,
06 defendant later allegedly indicated he had no memory of the events, and was off his medication
07 for an unspecified mental disorder and had been so for an extended period of time.

08 2. The report of Pretrial Services indicates defendant has an extended history of
09 untreated mental illness, and a history of violent behavior. He is reported to have left home for
10 months to years at a time, leaving the country to reside in places such as Guam and Hong Kong
11 or unknown locations, with no contact with his family. Defendant has a minimal employment
12 history and receives Social Security Income disability. There is an active, extraditable warrant
13 for failure to appear for a mental health proceeding in King County, and his criminal history
14 includes numerous failures to appear and to comply with court orders.

15 3. Defendant poses a risk of nonappearance due to the outstanding warrant, a
16 history of failing to appear, a history of leaving the country and the family home for extended
17 periods, and untreated mental health issues. Defendant poses a risk of danger due to the nature
18 of the charges, a history of behavioral issues in court, criminal history, and extended periods of
19 lack of treatment for mental health issues.

20 4. There does not appear to be any condition or combination of conditions that will
21 reasonably assure the defendant's appearance at future Court hearings while addressing the
22 danger to other persons or the community.

01 It is therefore ORDERED:

- 02 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
03 General for confinement in a correction facility separate, to the extent practicable, from
04 persons awaiting or serving sentences or being held in custody pending appeal;
- 05 2. Defendant shall be afforded reasonable opportunity for private consultation with
06 counsel;
- 07 3. On order of the United States or on request of an attorney for the Government, the
08 person in charge of the corrections facility in which defendant is confined shall deliver
09 the defendant to a United States Marshal for the purpose of an appearance in connection
10 with a court proceeding; and
- 11 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
12 for the defendant, to the United States Marshal, and to the United State Pretrial Services
13 Officer.

14 DATED this 13th day of August, 2013.

15
16 

17 Mary Alice Theiler
18 Chief United States Magistrate Judge
19
20
21
22